

012804  
22855

U.S. PTO

PTO/SB/05 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032  
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UTILITY  
PATENT APPLICATION  
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 1439/9

First Inventor Richard J. Gallagher

Title See 1 in Addendum

Express Mail Label No. EV412572531US

1920/766800  
U.S.PTO

012804

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:  
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)

2.  Applicant claims small entity status.  
See 37 CFR 1.27.

3.  Specification [Total Pages 22]  
(preferred arrangement set forth below)  

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4.  Drawing(s) (35 U.S.C. 113) [Total Sheets 5]

5. Oath or Declaration [Total Sheets 2]  
 a.  Newly executed (original or copy)

b.  Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)

i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6.  Application Data Sheet. See 37 CFR 1.76

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 

- a.  Computer Readable Form (CRF)
- b.  Specification Sequence Listing on:
  - i.  CD-ROM or CD-R (2 copies); or
  - ii.  Paper
- c.  Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))

10.  37 CFR 3.73(b) Statement  Power of Attorney (when there is an assignee)

11.  English Translation Document (if applicable)

12.  Information Disclosure Statement (IDS)/PTO-1499  Copies of IDS Citations

13.  Preliminary Amendment

14.  Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)

16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17.  Other: .....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: .....

Prior application information: Examiner \_\_\_\_\_ Art Unit: \_\_\_\_\_  
For CONTINUATION OF DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

Customer Number: 25297 OR  Correspondence address below

Name			
Address			
City	State	Zip Code	
Country	Telephone	Fax	

Name (Print/Type)	Richard E. Jenkins	Registration No. (Attorney/Agent)	28,428
Signature	Richard E. Jenkins		
	Date	01/28/2004	

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEE TRANSMITTAL

## for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 770.00)

## Complete if Known

Application Number	
Filing Date	Herewith
First Named Inventor	Richard J. Gallagher
Examiner Name	
Art Unit	
Attorney Docket No.	1439/9

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None  
 Deposit Account:
Deposit Account Number  
Deposit Account Name

50-0426

Jenkins, Wilson &amp; Taylor, P.A.

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1001 770	2001 385			Utility filing fee	770.00
1002 340	2002 170			Design filing fee	
1003 530	2003 265			Plant filing fee	
1004 770	2004 385			Reissue filing fee	
1005 160	2005 80			Provisional filing fee	
SUBTOTAL (1) (\$)			770.00		

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims	17	-20** = 0	x 0 = 0	
Independent Claims	3	- 3** = 0	x 0 = 0	
Multiple Dependent				

Large Entity	Small Entity	Fee Code (\$)	Fee (\$)	Fee Description
1202 18	2202 9			Claims in excess of 20
1201 86	2201 43			Independent claims in excess of 3
1203 290	2203 145			Multiple dependent claim, if not paid
1204 86	2204 43			** Reissue independent claims over original patent
1205 18	2205 9			** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)			0.00	

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051 130	2051	2051	65	Surcharge - late filing fee or oath	
1052 50	2052	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053	1053	130	Non-English specification	
1812 2,520	1812	1812	2,520	For filing a request for ex parte reexamination	
1804 920	1804	1804	920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805	1,840*	1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251	2251	55	Extension for reply within first month	
1252 420	2252	2252	210	Extension for reply within second month	
1253 950	2253	2253	475	Extension for reply within third month	
1254 1,480	2254	2254	740	Extension for reply within fourth month	
1255 2,010	2255	2255	1,005	Extension for reply within fifth month	
1401 330	2401	2401	165	Notice of Appeal	
1402 330	2402	2402	165	Filing brief in support of an appeal	
1403 290	2403	2403	145	Request for oral hearing	
1451 1,510	1451	1451	1,510	Petition to institute a public use proceeding	
1452 110	2452	2452	55	Petition to revive - unavoidable	
1453 1,330	2453	2453	665	Petition to revive - unintentional	
1501 1,330	2501	2501	665	Utility issue fee (or reissue)	
1502 480	2502	2502	240	Design issue fee	
1503 640	2503	2503	320	Plant issue fee	
1460 130	1460	1460	130	Petitions to the Commissioner	
1807 50	1807	1807	50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806	1806	180	Submission of Information Disclosure Stmt	
8021 40	8021	8021	40	Recording each patent assignment per property (times number of properties)	
1809 770	2809	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801	2801	385	Request for Continued Examination (RCE)	
1802 900	1802	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

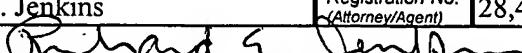
\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

0.00

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Richard E. Jenkins	Registration No. (Attorney/Agent)	28,428	Telephone	919-493-8000
Signature				Date	January 28, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## Addendum

### 1. SURGICAL CLIP WITH INTEGRAL SUTURE-SECURING MECHANISM

JENKINS  
WILSON  
& TAYLOR

patent attorneys

January 28, 2004

RICHARD E. JENKINS

JEFFREY L. WILSON

ARLES A. TAYLOR, JR.

GREGORY A. HUNT

E. ERIC MILLS

BENTLEY J. OLIVE

MICHAEL J. CROWLEY

\*CHRIS PERKINS, PH.D.

\*\*JAMES DALY IV, PH.D.

JEFFREY CHILDERS, PH.D.

OF COUNSEL  
SOROJINI BISWAS

\*LICENSED ONLY IN CA

\*\*LICENSED ONLY IN KY

"Express Mail" mailing number: EV412572531US

Date of Deposit January 28, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Shaylor E. Dunn



Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Re: U.S. Patent Application for SURGICAL CLIP WITH INTEGRAL  
SUTURE-SECURING MECHANISM  
Our File No. 1439/9

Sir:

Please find enclosed the following:

1. A U.S. patent application for SURGICAL CLIP WITH INTEGRAL SUTURE-SECURING MECHANISM (22 pages);
2. Five (5) sheets of formal drawings;
3. Utility Patent Application Transmittal (Form PTO/SB/05, 2 pages);
4. Fee Transmittal (Form PTO/SB/17) in duplicate;
5. Unexecuted Declaration (Form PTO/SB/01, 2 pages);
6. A return-receipt postcard to be returned to our offices with the U.S. Patent and Trademark Office date stamp thereon; and
7. A Certificate of Express Mail No.: EV412572531US.

Please contact our offices if there are any questions.

Mail Stop Patent Application  
January 28, 2004  
Page 2

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

  
Richard E. Jenkins  
Registration No. 28,428  
Customer No.: 25297

REJ/sed

Enclosures